

# Benbrook City Charter - Part 2

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## **ARTICLE V MUNICIPAL ADMINISTRATION**

### **Section 5.01 - City Manager**

The city council shall appoint a city manager by an affirmative vote of at least five (5) members of the council. The city council shall by majority vote determine and fix the city manager's compensation. The city manager shall be chosen solely upon the basis of executive and administrative training, experience, and abilities, without regard to political considerations. At the time of appointment, residence in the City shall not be required but residency in the City of Benbrook shall be required within ninety (90) days after acceptance of the appointment. Neither the Mayor nor any council member may be appointed city manager or acting city manager while holding office or for a period of two (2) years after their term has ended.

### **Section 5.02 - Temporary Absence of the City Manager**

The city manager may designate, by a letter filed with the city secretary, a qualified City administrative officer to be acting city manager during any absence of the city manager. Such designee shall be approved by the city council. If the city manager fails to make such designation, the council shall appoint an acting city manager to serve during such times. The acting city manager may be removed by an affirmative vote of at least five (5) members of the city council.

### **Section 5.03 - Removal of the City Manager**

The city council, acting in its sound discretion, may suspend or remove the city manager at any time by an affirmative vote of at least five (5) members of the council. The city council shall give the city manager written reason for proposed removal at least one (1) month prior thereto; and shall, upon written request of the city manager, provide a public hearing prior to removal to provide an opportunity for the city manager to present a defense against any accusations made. The city council's decision in such matters shall be final.

### **Section 5.04 Duties and Powers of the City Manager**

The city manager shall be the chief administrative and executive officer of the City, and

shall be responsible to the city council. Responsibilities of the city manager shall include the following:

- (a) Except as otherwise provided in this Charter, appoint, suspend, layoff, demote, or remove any directors or heads of administrative departments, or any other administrative officers, or employees of the City.
- (b) Supervise and control directly or indirectly all administrative departments, agencies, officers, and employees.
- (c) Attend all city council meetings with the right to take part in discussions but have no vote. Scheduled absences shall be with prior approval of the Mayor.
- (d) Prepare and submit the annual budget, and be responsible for its administration after it is adopted.
- (e) Submit to the city council a report at the end of the fiscal year on the finances and administrative activities of the City for the preceding year.
- (f) Keep the city council advised of the financial condition and the future needs of the City, and make such recommendations to the city council on matters of policy and other matters as may seem desirable.
- (g) Combine, abolish, or create administrative departments subject to the approval of the city council.
- (h) Have such other powers and perform such other duties as prescribed by this Charter and the city council, in accordance with State law.

#### **Section 5.05 - Administrative Departments**

There shall be such administrative departments as are established by this Charter or as may be established by ordinance. All administrative departments shall be under the control and direction of the city manager unless otherwise provided in this Charter.

The head or director of each department may serve as a chief of a division within that respective department. The city manager may appoint one person to serve as the head of two or more departments. With the consent of the city council, the city manager may serve as the head of one or more such departments.

#### **Section 5.06 - City Secretary**

The city council shall appoint the city secretary by an affirmative vote of at least five (5) members of the city council. The city council shall by a majority vote determine and fix the city secretary's compensation. The city secretary shall be the clerical officer of the city council, and shall keep the minutes, agenda, ordinances, and other clerical records of the city council and the City. The city secretary shall be the custodian of the official seal of the City, and shall have such other duties and powers prescribed in this Charter and by

the city council. In addition to the responsibilities stated in this Charter, the city manager will designate administrative duties to be performed by the city secretary.

#### **Section 5.07 - Removal of City Secretary**

The city council, acting in its sound discretion, may suspend or remove the city secretary at any time by an affirmative vote of at least five (5) members of the council. The city council shall give the city secretary written reason for proposed removal at least one (1) month prior thereto; and shall, upon written request of the city secretary, provide a public hearing prior to removal to provide an opportunity for the city secretary to present a defense against any accusations made. The city council's decision in such matters shall be final.

#### **Section 5.08 - City Attorney**

The city council shall appoint a city attorney who shall serve at the discretion of the council and whose compensation shall be fixed by the city council. The city attorney shall be licensed to practice law in the State of Texas. The city attorney shall be the legal advisor of the city council and offices and departments of the City. The city attorney shall represent the City in all legal proceedings, and shall perform any other duties prescribed by this Charter or by ordinance. The city attorney designated may be an individual, partnership or professional corporation composed of individuals licensed to practice law in the State of Texas.

#### **Section 5.09 - Special Counsel**

The city council shall have the authority to retain special counsel for specific purposes.

### **ARTICLE VI FINANCE**

#### **Section 6.01 - Fiscal Year**

The fiscal year shall begin on the first day of October and end on the last day of the following September.

#### **Section 6.02 - Capital Program**

The city manager, in work session with city council, shall propose annually a five (5) year capital program for consideration by the city council on or before the thirty-first day of December.

- (a)Capital Program Contents. The capital program shall contain the following.

- (1) A summary of its contents.
- (2) A list of all capital improvements, with supporting information as to the reason for each improvement.
- (3) Cost estimates, methods of financing, and recommended time schedule for each improvement.
- (4) Estimated annual cost of operation and maintenance for the proposed improvement.
- (5) The source or basis of the estimate.
- (b) Public Hearing(s) on the Capital Program. The city council shall call a public hearing(s) on the proposed capital program and on annual revisions or extensions prior to final adoption. Public Notice of the hearing(s) shall be published in the official medium not less than ten (10) days prior to the hearing(s). The city secretary shall provide copies to the public at cost, upon request.

#### **Section 6.03 - Budget**

- (a) Submission of the Budget. On or before the first day of September of each year, the city manager shall submit to the city council a balanced budget for the ensuing fiscal year and an accompanying message.
- (b) Budget Message. The budget message shall explain the budget both in fiscal terms and in terms of work programs for the ensuing fiscal year. It shall outline the proposed financial policies of the City and shall include such other material as the city manager deems necessary.
- (c) Budget Contents: The budget shall contain the following:
  - (1) Comparative figures for the estimated income and expenditures for the ensuing fiscal year compared to the combination of: actual income and expenditures through, the latest complete accounting period that information is available for at the commencement of budget preparation, and the estimated income and expenditures for the incomplete portion of the current fiscal year.
  - (2) The proposed expenditures of each office, department, or function.
  - (3) A schedule showing the debt service requirement due on all outstanding indebtedness and on any proposed debt.
  - (4) The source or basis of the estimates.
  - (5) The total of the proposed expenditures shall not exceed the total estimated income and the balance of available funds.
  - (6) The budget message shall include a forecast of a five-year estimate of revenues and expenditures and an explanation of its effect on taxation. The

source or basis of the estimates shall be a part of the forecast.

- (d) Public Hearing on the Budget. The council shall hold one more public hearing on the proposed budget prior to the final adoption. Public Notice of the hearing shall be published in the official medium not less than ten (10) nor more than thirty (30) days prior to the hearings. The city secretary shall provide copies of the proposed budget to the public at cost, upon request.
- (e) Adoption of the Budget. The city council shall adopt the proposed budget, with or without amendment, after public hearings and before the first day of the ensuing fiscal year. Should the council take no final action before the first day of the ensuing fiscal year, the amounts appropriated for the current fiscal year shall be deemed adopted on a month to month basis. Final adoption shall constitute appropriation of the expenditures proposed from funds so indicated.
- (f) Adjustments after Adoption. During the fiscal year, the city council shall have the power to make budget adjustments. Expenditures that could not, by reasonable thought and attention, have been included in the original budget, may be authorized by the city council. All such authorizations by the city council shall be filed as amendments to the original budget, including the reasons for such amendments.
- (g) Defects in the Budget. Defects in the form or preparation of the budget or the failure to perform any procedural requirements shall not invalidate any tax levy, nor shall it invalidate the tax roll.

#### **Section 6.04 - Monthly Financial Reports**

The city manager shall present a monthly financial report. All income and expenses for the preceding month and for the year to date shall be shown, and shall be compared to the fiscal budget. This report shall be presented to the city council as a part of the agenda at a council meeting each month. The city secretary shall provide copies of the monthly financial reports to the public at cost, upon request.

#### **Section 6.05 - Annual Audit**

The city council, by an affirmative vote of at least four (4) members of the Council, shall select and contract with a municipally oriented certified public accounting firm for the purpose of rendering an independent audit of all accounts and other financial records of the City government. The personnel of the firm conducting the audit shall not hold any public office in the City nor have any personal interest, direct or indirect, in the fiscal affairs of the City government or any of its offices. After completion of any audit by the City, the auditor shall prepare a report, and shall submit the report to the city council as a part of the agenda, at a regular council meeting, within one hundred twenty (120) days after the end of the fiscal year. The city secretary shall provide copies to the public at cost, upon request.

#### **Section 6.06 - Indebtedness**

The City shall have the right to issue and refund general obligation bonds, revenue bonds, and other evidence of indebtedness as is now permitted or as may be hereafter authorized to be issued by a Home Rule City in the State of Texas. All bonds of the City that have been issued, sold, and delivered to the purchaser shall be incontestable. All refunding bonds that have been exchanged shall be incontestable.

- (a)General Obligation Bonds. The City shall have the power to borrow money through general obligation bonds, which shall constitute direct and general obligations of the City, payable from ad valorem taxes levied against all taxable property located therein, within the limits prescribed by law or this Charter.
- (b)Revenue Bonds. The City shall have the power to borrow money for constructing, purchasing, improving, extending, or repairing public utilities, recreation facilities, or any other self-liquidating municipal function not prohibited by state law. Such borrowing shall be implemented through revenue bonds that are payable, both as to the principal and interest, solely from and secured by a first lien on and pledge of the net revenue derived from the properties, the interest pledged from the income, or both, after deduction of reasonable operating and maintenance expenses as required by law. The holders of the revenue bonds shall never have the right to demand payment thereof of monies raised or to be raised by taxation.
- (c)Short Term Borrowing. The City may borrow funds on the credit of the City for a term not to exceed one year. Such obligations must be retired by the end of the budget year in which they were issued.
- (d)Certificates of Obligation. The City shall have the power to issue Certificates of Obligation in accordance with the laws of the State of Texas.

## **ARTICLE VII REVENUE AND TAXATION**

### **Section 7.01 - City Tax Assessor-Collector**

The city council shall have the power to establish the office of City Tax Assessor-Collector. This official shall be appointed by the city manager, and shall be responsible for the assessment and collection of taxes for any other body possessing the power of taxation and having a contract with the City for such services.

### **Section 7.02 - Power of Taxation**

The city council shall have the power to levy taxes for any municipal purpose not prohibited by State Law or restricted by this Charter.

### **Section 7.03 - Appraisal and Assessment of Real Property**

All real property situated within the corporate limits of the City on the first day of January of each year, not expressly exempted by law, shall be subject to yearly taxation by the City. As prescribed by State Law, the assessed value of such property shall be One-Hundred (100) percent of its appraised value on January 1 as determined by the Tarrant Appraisal District or its successor.

#### **Section 7.04 - Tax Rate**

The tax rate shall be calculated, publicized and adopted in accordance with the State Property Tax Code.

#### **Section 7.05 - Election to Repeal Tax Increase**

If the city council adopts a tax rate that exceeds the "Rollback Tax Rate" calculated in accordance with the Texas Property Tax Code, the qualified voters of the City, by petition, may require that an election be held to determine whether or not to reduce the tax rate adopted for the current year to a rate that does not exceed the "Rollback Tax Rate". Such petition is valid if it complies with State law.

#### **Section 7.06 - Homestead Exemptions**

- (a) The city council may pass, by ordinance, general homestead exemptions or special homestead exemptions as provided by State Law.
- (b) The Tarrant Appraisal District shall prescribe the method and manner in which such exemptions may be secured by qualified property owner(s) according to State Law.

#### **Section 7.07 - Tax Payments**

- (a) Method of Payment. All taxes due the City shall be payable as provided by the Property Tax Code. All taxes shall become due and payable upon receipt of the tax bill.
- (b) Delinquent Taxes. Taxes shall become delinquent if not paid before February 1 of the year following the year in which imposed. The interest and penalty on delinquent taxes shall be assessed as provided by State law.

#### **Section 7.08 - Tax Liens and Liability**

- (a) Real and Personal Property. On January 1 of each year, a tax lien in favor of the City attaches to property to secure the payment of all taxes, penalties, and interest ultimately imposed for the year on that property, whether or not the taxes are imposed in the year the lien attaches. The lien shall have priority over all other claims



except for claims for any survivor's allowance, funeral expenses, or expenses of the last illness of a decedent made against the estate of a decedent as provided by law.

- (b) Business and Non-Business Personal Property. Upon securing a tax warrant as provided by State Law, the city tax assessor-collector, accompanied by a peace officer, may seize, and take possession pending the sale of, as much of any business personal property, or certain non-business taxable personal property as may be reasonably necessary for the payment of all taxes, penalties, and interest owned, as well as all costs of seizure and sale.

## **ARTICLE VIII BOARDS AND COMMISSIONS**

### **Section 8.01 - Boards & Commissions - General**

In addition to the boards and commissions established by this Charter, the city council shall be empowered to create additional boards and commissions. Each appointed member of the Boards and Commissions of the City shall meet the following qualifications: (1) Be a registered voter of the City; (2) Shall have resided in the city for one year; (3) Continue their residency in the City during the term of office; (4) Not hold a public elective office within the State; (5) shall serve without compensation.

The city secretary shall provide application forms to all qualified citizens who express interest in serving on the boards and commissions, and shall publish notices of this procedure and of impending vacancies. All such applicants shall receive due consideration by the city council; however, the city council may select and appoint any qualified person.

The city council shall have the authority to remove, after a hearing, any appointee from any board or commission for disinterest, incompetency, malfeasance, or good cause, as determined by the council.

### **Section 8.02 - Planning & Zoning Commission**

A Planning and Zoning Commission shall be established to advise and formulate recommendations to the city council for the improvement, planned growth, health, safety and well being of the City. The Planning and Zoning Commission shall consist of nine (9) voting members, appointed by and responsible to the city council. Commission members shall serve two year terms. Places 1, 3, 5, 7 and 9 shall be appointed in odd numbered years, and Places 2, 4, 6 and 8 shall be appointed in even numbered years. The qualifications specified in Section 8.01 shall apply to members of the Planning & Zoning Commission. In addition, appointees shall own real property within the City and shall not hold an elective office within the city or within the State of Texas. The Commission shall elect a chairperson from its members, and shall meet not less than once each month. A majority of all members shall constitute a quorum. The duties and powers of the Planning and Zoning Commission shall include:

- (a) To prepare and recommend for approval by the city council, a long range comprehensive City plan for the orderly physical development of the City, and to review and make recommendations for revisions to the City plan as necessary, but such review shall be made no less frequently than once every five years.
- (b) To review proposed changes in zoning districts and make recommendations to the city council, in accordance with procedures for such review as established by ordinance and State law.
- (c) To review and approve or deny proposed platting or subdivision of land within the City and its extraterritorial jurisdiction, in accordance with procedures established by ordinance and State Law.
- (d) Any other duties or powers assigned to the Commission by ordinance.

### **Section 8.03 Board of Adjustment**

A Board of Adjustment shall be established to hear appeals from any person who is aggrieved by a decision of an administrative official in the enforcement of the zoning ordinance. The Board of Adjustment shall consist of five (5) voting members, appointed by and responsible to the city council. Board members shall serve two year terms, with Places 1, 3, and 5 appointed in odd numbered years and Places 2 and 4 appointed in even numbered years. In addition, the city council may appoint up to four (4) alternates, to serve in the absence of any Board member. The qualifications specified in Section 8.01 shall apply to members of the Board of Adjustment. The Board shall elect a chairperson and vice-chairperson from its members and meetings shall be held at the call of the chairperson.

The Board of Adjustment shall have all powers granted by, and controlled by the provisions of State Law. The Board is vested with the power and authority, and in appropriate cases and subject to appropriate conditions and safeguards, to make such variances, exemptions and exceptions to the terms of the zoning ordinance in harmony with their special rules therein contained for the purposes of rendering full justice and equity to the general public. The concurring vote of four (4) members of the Board of Adjustment shall be necessary to reverse any order, requirement, decision or determination, or to decide in favor of the application. The city council shall establish, by ordinance, Zoning Board of Adjustment procedures for accepting, hearing and acting upon appeals.

### **Section 8.04 Appeals Commission**

An Appeals Commission shall be established to hear appeals from any aggrieved applicant affected by any decision pertaining to issuance of building permits, flood plain, condemnation, building codes, and other appropriate considerations. The Appeals Commission shall consist of five (5) voting members, appointed by and responsible to the city council. Commission members shall serve two year terms, with Places 1, 3, and 5 appointed in odd numbered years and Places 2 and 4 appointed in even numbered years. In addition, the city council may appoint up to four (4) alternates, to serve in the

absence of any Commission member. The qualifications specified in Section 8.01 shall apply to members of the Appeals Commission. The Commission shall elect a chairperson and a vice-chairperson from its members and meetings shall be held at the call of the chairperson.

The Appeals Commission shall have all powers granted by, and controlled by the provisions of State law. The Commission is vested with the power and authority, and in appropriate cases and subject to appropriate conditions and safeguards, to make such variances, exemptions and exceptions to the terms of appropriate ordinances in harmony with their special rules therein contained for the purpose of rendering full justice and equity to the general public. The concurring vote of four (4) members of the Appeals Commission shall be necessary to reverse any order, requirement, decision or determination, or to decide in favor of the applicant. The city council shall establish, by ordinance, Appeals Commission procedures for accepting, hearing and acting upon appeals.

#### **Section 8.05 Parks & Recreation Board**

The city council shall appoint a policy board to be known as the Parks and Recreation Board. The Board shall be composed of seven (7) members who shall be appointed for two years. The Board shall recommend the Parks and Recreation programs and policies to the City staff. The qualifications specified in Section 8.01 shall apply to members of the Parks and Recreation Board.

#### **Section 8.06 Vacancies**

Any vacancy on any Board shall be filled following the same procedure provided for making the original appointment. The replacement shall sit on the Board for the remainder of the original term.

### **ARTICLE IX MUNICIPAL COURT**

#### **Section 9.01 Establishment of the Municipal Court**

A municipal court, known as the "Municipal Court in Benbrook, Texas" is hereby established. The Municipal Court shall have the jurisdiction, powers, and duties given and prescribed by the laws of the State of Texas. The city council shall have the power to create and establish by ordinance additional Municipal Courts.

#### **Section 9.02 Fines, Fees, and Costs**

All fines, fees, or costs collected by the Municipal Court shall be deposited in the City treasury. No fee or costs shall be charged except those authorized by State law. Neither

the compensation of the Judge of the Municipal Court, nor of any full or part-time employee of the City, shall be based upon a percentage of the fines imposed by the Municipal Court.

#### **Section 9.03 Judge of the Municipal Court**

The city council shall appoint a Judge who shall be known as the "Judge of the Municipal Court". The Judge shall be appointed for a two (2) year term. In order to be appointed the Judge must be a resident of the State of Texas. The city council shall have the authority to remove the Municipal Judge for good cause as determined by the city council. A hearing must be held, and removal shall require an affirmative vote of at least four (4) members of the city council. If for any reason the Judge is unable to act, the city council shall either declare the office vacant, or appoint a temporary Judge to serve until the Judge is able to act. If the office of the Judge is declared vacant, it shall be filled by appointment by the city council in accordance with this Section. Following appointment the Judge must meet all educational or other qualifications as prescribed by State law.

#### **Section 9.04 Clerk of the Municipal Court**

The city manager shall appoint a "Clerk of the Municipal Court". The clerk of the Municipal Court shall keep the records and the proceedings of the Court, issue all processes, and generally perform all the duties prescribed by law for clerks of such courts, insofar as those duties are applicable.

#### **Section 9.05 City Prosecutor**

The city council shall appoint a City Prosecutor who is licensed to practice law in the State of Texas. The city council shall fix the compensation for the city prosecutor and determine the length of time for the appointment. The city council shall have the authority to remove the city prosecutor for cause. The Prosecuting Attorney designated may be an individual, partnership or professional corporation composed of individuals licensed to practice law in the State of Texas.

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## **ARTICLE X FRANCHISES AND PUBLIC UTILITIES**

### **Section 10.01 Franchise Power of the City**

The City shall have full power, to the extent that is conferred by the State of Texas and the United States of America, to own, operate, prohibit, regulate, and control any telegraph, telephone, electric power, railway, or gas company; any cable television system, waterworks or wastewater systems, and municipal drainage utility; or any type of public utility operating within the limits of the City. The relationship of the City and the Benbrook Water and Sewer Authority, which is a separate governmental body, shall be governed by the provisions of State law.

The City shall also have power to establish the compensation and rental to be paid to the City by any public utility for the use of City streets, highways, public grounds, and alleys. In addition to the City's power to buy, construct, lease, maintain, operate, and regulate public utilities and to manufacture, distribute, and sell the output from the operations of such utilities, the City shall have additional powers as may now or hereafter be granted by law.

### **Section 10.02 Power to Grant Franchises**

The city council shall have the power by ordinance to grant, renew, and extend all franchises of public utilities operating within the City and, with the consent of the franchise holder, to amend such franchises. All ordinances granting, amending, renewing or extending franchises for public utilities shall be approved at two separate regular meetings of the council and shall not be finally passed until twenty-eight (28) days after the first consideration; and no such ordinance shall take effect until thirty (30) days after its final passage. Subsequent to the first consideration of such ordinance but prior to the second consideration and public hearing, the full text of such ordinance shall be posted on the City bulletin board. Prior to the second consideration and public hearing, the full text, or its caption if permitted by city council, shall be published in the official newspaper of

the City. The expense of all such publications shall be borne by the proponent of the franchise. An affirmative vote of a majority of the entire city council shall be required for final passage of the proposed ordinance.

#### **Section 10.03 Exclusiveness of Franchises**

No grant or franchise to construct, maintain, or operate a public utility and no renewal or extension of such grant shall be exclusive.

#### **Section 10.04 Value of Franchise**

Franchises granted by the City shall have no value in the consideration of the rates or charges, or both, for utilities or services within the City, and shall have no value in the compensation to be paid to the City for public service property that the City may acquire by condemnation or otherwise.

#### **Section 10.05 Length of Franchises**

Public utility franchise shall be granted for a term of not more than twenty (20) years.

#### **Section 10.06 Transfer of Franchises**

Public utility franchises shall not be transferable except by the approval of the city council as expressed by ordinance. The term "transferable", as used herein, shall not be construed to prevent the franchise holder from pledging franchise assets as security for a valid debt or mortgage.

#### **Section 10.07 Extensions of Public Utilities**

All extensions of public utilities within the City limits shall become a part of the public utility property, and shall be subject to all obligations and reserved rights contained in this Charter and in any original grant.

#### **Section 10.08 Right of Regulation**

All grants, removals, extensions, or amendments of public utility franchises and municipally owned public utilities, whether it be provided in the ordinances or not, shall be subject to the right of regulation by the city council.

#### **Section 10.09 Repeal of Franchises**

The city council may repeal any franchise ordinance at any time upon failure of the franchise

holder to comply with any provision of the ordinance, the franchise, this Charter, or any applicable law or regulation.

#### **Section 10.10 Quality of Service**

The city council shall require every franchise holder and municipally owned public utility to provide proper and adequate extension of plant and service and to maintain and operate the plant and fixtures to the highest reasonable standard of efficiency, service, and quality.

#### **Section 10.11 Records and Accounts**

The city council shall periodically examine and may, if deemed appropriate, request and audit the records of all franchise holders and municipally owned public utilities. The city council shall also demand that all franchise holders and municipally owned public utilities keep a standard system of accounting and furnish reports on the local operations of the utility. Such reports shall be prepared in such form and contain such information as the city council shall prescribe.

#### **Section 10.12 Regulations and Restrictions**

The city council shall impose upon all franchise holders and municipally owned public utilities such reasonable regulations and restrictions as may be deemed desirable or conducive to the safety, welfare, and accommodation of the Public.

#### **Section 10.13 Indemnification**

The city council shall require all franchise holders to repair, at their expense, public or private properties, or both, and streets and ways that are destroyed or damaged in the process of construction or maintaining their facilities. If any person is injured or any property damaged because of construction, operation, repair, or maintenance by any utility company, the utility company shall indemnify and keep the City harmless from any and all liability connected therewith.

#### **Section 10.14 Maps of Facilities**

All franchise holders must furnish, within a reasonable time and without cost to the City, a general map, with updates, that outlines the location, character, size, length, and terminals of all facilities in, over, and under the ground of properties within the City; and must provide other detailed information upon the request of the city council.

#### **Section 10.15 Compensation**

The city council shall require all franchise holders to provide to the City such compensation and rental as may be permitted by State law.



**Section 10.16 Sale of Municipal Services**

The city council shall have the power and authority by ordinance to sell and provide such public services, including public utilities, as may be beneficial to the City.

**Section 10.17 Ownership and Control of Streets, Etc.**

The sole right of control and use of the public street, sidewalks, highways, bridges, alleys, public places, and other real property of the City is hereby declared to be inalienable. The city council may prohibit the use of any property or right of way within the City limits to any public utility, whether the use be under, over, or on such property.

**Section 10.18 Adjustment in Rates**

Every franchise holder who requests an adjustment in rates, charges, or fares shall establish by clear, competent, and convincing evidence, in a hearing before the city council, the value of its investment property allowable to service in the City and the amount and character of its expenses and revenues connected with the rendering of such service. If the city council is dissatisfied with the sufficiency of the evidence furnished, the city council shall by resolution suspend the operation of the proposed rate schedule. Notice in writing of the suspension of such proposed rate schedule shall be delivered to the franchise holder within the time limits prescribed by State law, pending hearing and discussion.

**Section 10.19 Discrimination**

The city council shall prevent unjust discrimination in service or rates by all franchise holders.

**Section 10.20 Records**

The city secretary shall compile and maintain a public record of franchises and municipal owned utilities.

**Section 10.21 Franchises Granted Before Ratification of This Charter**

All franchises granted before ratification of the Charter are recognized as contracts between the City and the grantee, and the contractual rights contained in any such franchise shall not be impaired by the provisions of the Charter.

**ARTICLE XI  
INITIATIVE, REFERENDUM, AND RECALL**

**Section 11.01 Initiative**

The voters shall have the power to propose any ordinance, except an ordinance related to the appropriation of money or the authorization of the levy of taxes or one repealing such an ordinance, and to adopt or reject the same ordinance at the polls such power being known as "initiative". Any initiated ordinance may be submitted to the city council by a petition signed by qualified voters equal in number to at least five (5) percent of the votes cast in the last regular municipal election, but not less than five hundred (500) signatures. Such initiated ordinance may be passed by the city council without change, or may be submitted to the voters at an election called for that purpose.

**Section 11.02 Referendum**

The voters shall have power to require reconsideration by the city council of any adopted ordinance, excepting those ordinances relating to the appropriation of money or levy of taxes, such power being known as "referendum". In the submission of a petition for referendum, the number and qualifications of signers shall be the same as required in this Charter for an initiative petition, except that referendum petitions must be filed with the city secretary within sixty(60) days after the final passage of the ordinance that is the subject of the referendum, or else the petition shall be barred by the lapse of time. When such petition has been certified as sufficient by the city secretary, the ordinance specified in the petition shall not go into effect, or if it has gone into effect, further enforcement or action thereunder shall be suspended unless and until such ordinance is approved by the voters as provided herein.

**Section 11.03 Recall**

The voters shall have the power to recall any elected official of the City and may exercise that power by filing with the city secretary a petition containing the same number of signatures and qualifications as required for an initiative petition under this Charter. If the petition is certified by the city secretary to be sufficient, the city council shall call an election to determine whether the official named in the petition shall be recalled. The election shall be held no earlier than twenty five (25) days nor no later than sixty (60) days after the city council receives the petition.

**Section 11.04 Results of Recall Election**

If the majority of the votes cast in a recall election are for the recall of the officer named on the ballot, the city council shall immediately declare that office vacant, and the vacancy shall be filled in accordance with the provisions of this Charter.

**Section 11.05 Limitation of Recall**

No recall election shall be called against an elected official within six (6) months after taking office, and no official shall be subjected to more than one recall election during a term of office.

**Section 11.06 Form of Petitions**

All papers for any particular petition circulated for the purpose of an initiative, referendum, or recall shall be uniform in size and style. Initiative petitions shall contain the full text of the proposed ordinance, and referendum papers shall contain a description sufficient to identify positively the ordinance sought to be repealed. The signatures to initiative, referendum, or recall petitions need not be appended to one paper, but all pages that compose a single petition shall be assembled and given to the City Secretary as one instrument with an attached affidavit. The affidavit attached to the petition shall be prepared by the person who files it, and shall bear the stated number of signatures and a statement to the effect that all signatures appended to the petition are, in his belief, the genuine signatures of the persons whose names they purport to be. Names and addresses of the signers of such petitions shall be printed adjacent to their signatures.

**Section 11.07 Filing, Examination, and Certification of Petitions**

Petitions for initiative, referendum, or recall shall be filed with the city secretary. Within twenty (20) days after a petition is filed, the city secretary shall determine whether the petition has been signed by a sufficient number of qualified voters and whether it has a proper, attached affidavit of the person who filed the petition. After completing an examination of the petition, the city secretary shall certify the results to the city council at its next regular meeting. If the petition is insufficient, the city secretary shall certify the results to the city council at its next regular meeting. If the petition is insufficient, the city secretary shall set forth in a certificate the reasons for its defectiveness, and shall at once notify the person who filed it of the findings.

**Section 11.08 Amendment of Petitions**

An initiative, referendum, or recall petition may be amended at any time within ten (10) days after the notice of insufficiency has been sent by the city secretary. Amendment in the form of a supplementary petition must be signed and filed as provided for in the original petition. The same procedures established for an original petition shall then be followed by the city secretary and city council. The findings of the insufficiency of a petition shall not prejudice the filing of a new petition for the same purpose.

**Section 11.09 Consideration by the City Council**

Whenever the city council receives a certified initiative or referendum petition from the city secretary, it shall proceed at once to consider such petition. A proposed initiative ordinance shall be read in each of two (2) public hearings held by the city council. The city council shall take final action on the initiative ordinance at the second public hearing and not later than thirty (30) days after the date on which it was submitted to the city council by the city secretary. A referred ordinance shall be reconsidered by the city council twice, and its final vote after the considerations shall be taken on the question: "Shall the ordinance specified in the referendum petition be repealed?"

**Section 11.10 Submission to Voters**

If the city council fails to pass an ordinance proposed by initiative petition in the exact form proposed, or it fails to repeal a referred ordinance, the proposed or referred ordinance shall be submitted to the voters not less than thirty (30) days from the date the city council takes its final vote, nor no later than the next uniform election date as allowed in the Texas Election Code.

**Section 11.11 Results of Election**

When a majority of the votes cast on a proposed ordinance are favorable, it shall become an ordinance of the City, upon certification of the election results. A referred ordinance shall be approved by a majority of the voters. If conflicting ordinances are approved by the voters at the same election, the one receiving the greatest number or affirmative votes shall prevail to the extent of such conflict.

**ARTICLE XII  
GENERAL PROVISIONS****Section 12.01 Public Meetings**

Meetings of all elected commissions and all boards or commissions appointed by the city council shall be open to the public in accordance with the laws of the State of Texas. Meetings of the city council shall be held in accordance with provisions of Article III, Section 3.08 of the Charter. Minutes, transcriptions and recordings of all public meetings shall be archived according to State Law and be public records.

**Section 12.02 Public Record**

Municipal records shall be available for public inspection during normal business hours, in accordance with state law. The cost, to any person requesting noncertified reproduction of public records, shall be established by the city council.

**Section 12.03 Effective Date of This Charter**

This Charter shall become effective on and after the date and time of the first meeting of the City council following the election at which a majority of votes cast by qualified voters of the City affirms adoption of the Charter. The city council shall, immediately after canvassing said election, declare by resolution that this Charter is adopted. The city council shall then order that this resolution be recorded upon the records of the City of Benbrook, Texas, and the records of the Secretary of State of Texas, as prescribed by the laws of the State of Texas.

**Section 12.04 Amendments to this Charter**

Amendments to this Charter may be formulated and submitted to the voters as provided by State Law.

**Section 12.05 Governmental Transition**

At the first city council meeting after the adoption of this Charter, the city secretary shall renumber the city council places in accordance with Section 4.01. The vacancy of city council member, Place 7, shall be filed through compliance with Section 4.07 of this Charter.

**Section 12.06 Conflict of Interest**

Officers or employees of the City having a direct or indirect interest in any proposed or existing contract, purchase, work, sale, or service to, for, or by the City shall not vote or render a decision, or use that position, authority, or influence in any manner that would result in personal betterment, financially or otherwise, to any degree. Every elected officer shall publicly disclose any such interest upon assumption of office or prior to consideration of any such matters. Any officer or employee who willfully conceals such interest or willfully violates the requirements of this section shall be guilty of malfeasance in office or position, and shall forfeit the office or position. Violation of this section with the knowledge, express or implied, of the person or corporation contracting with or making a sale to the City shall render such contract or sale voidable by the city manager or city council.

**Section 12.07 Nepotism**

Relatives of the city council, city manager and department heads of the City shall not be employed by or appointed to committees, boards or commissions of the City if such kinship is closer than the second degree by marriage or the third degree by consanguinity.

**Section 12.08 Surety Bonds for City Employees**

The city council shall require bonds of all municipal employees and officers who receive or disburse any funds of the City. The amount of such bonds shall be determined by the council, and the cost thereof shall be paid by the City.

**Section 12.09 Guarantee of Funds**

The city council shall require that the depository or depositories holding all public funds shall pledge eligible securities or surety bonds against said funds to the extent of the total of such funds held by each and every depository in accordance with the laws of the State of Texas.

**Section 12.10 Notice of Injury or Damage**

Before the City of Benbrook shall be liable for damages for the death or personal injuries of any person or for damage to or destruction of property of any kind that does not constitute a taking or damaging of property under the Constitution of Texas, the person injured, or if deceased, his or her representative(s) shall give the city council or city manager notice in writing of such death, injury, damage, or destruction, duly verified by affidavit, within thirty (30) days after same has been sustained. Such written notice shall state specifically when, where, and how such death, injury, damage, or destruction occurred; the apparent extent of any such injury; the amount of damages sustained; the street and number of the actual residence of the claimant at the date the claim is presented; the actual residence of the claimant six months immediately preceding the occurrence of such death, injury, damage, or destruction and the names and addresses of all witnesses upon whom it is relied to establish the claim for damages. The failure to so notify the city council or city manager within the time and manner specified herein shall exonerate, excuse, and exempt the City from any liability whatsoever. No act of any officer or employee of the City shall waive compliance or stop the City from requiring compliance, but the provision may be waived by resolution of the City Council, made and passed after the expiration of the thirty (30) day period herein provided and evidenced by minutes of the city council.

**Section 12.11 Official Medium**

The city council shall, by resolution, designate a local legal newspaper(s) of general circulation in the City as the official newspaper(s) for publication of official business. All ordinances, notices, and other matters that are required to be published officially by this Charter, ordinances of the City, or the laws of the State of Texas shall be published in said medium.

**Section 12.12 Gender of Wording**

The gender of wording used throughout this Charter shall be interpreted to mean either sex.

**Section 12.13 Elected or Appointed Officers and City Employees**

No person who is delinquent in the payment of taxes to the City shall be elected or appointed to City office or employed by or employable by the City.

**Section 12.14 Qualified Voter**

The word "voter", as referred to in the Charter, shall be defined as an individual who meets the requirements of 30 days residency in the City of Benbrook, Texas, and is a registered voter in the State of Texas.

**Section 12.15 Official Oath of Office**

Before taking the oath or affirmation of office prescribed by this Section and entering upon the duties of office, all elected officials of the City shall subscribe to the following statement:

- 'I, (Name), do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value or promised any public office or employment, for the giving or withholding of a vote at the election at which I was elected, so help me God.'

Before taking the oath or affirmation of office prescribed by this Section and entering upon the duties of office, all appointed officials of the City shall subscribe to the following statement:

- 'I, (Name), do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed or promised to contribute any money or valuable thing, or promised any public office or employment, as a reward to secure my appointment or confirmation thereof, so help me God.'

Before entering upon the duties of their offices, all elected and appointed officials of the City shall take the following oath or affirmation:

- 'I, (Name), do solemnly swear (or affirm) that I will faithfully execute the duties of the office of (name of office) of the City of Benbrook and will to the best of my ability preserve, protect and defend the Constitution and laws of the United States and of the State of Texas, and this Charter and ordinances of this City, so help me God.'

#### **Section 12.16 City Exempt for Appeal Bonds**

It shall not be necessary in any action, suit, or proceeding in which the City of Benbrook is a part of any bond, undertaking, or security to be executed in behalf of said City. All such actions, suits, appeal, or proceedings shall be conducted in the same manner as if such bond, undertaking, or security had been given; and the City shall be liable as if such obligation had been given and executed.

#### **Section 12.17 Funds not Subject to Garnishment**

No funds of the City or within custody of the City or any of its officials in any official capacity shall be subject to garnishment, and the City shall not be required to answer in any garnishment proceedings, except as required by State law.

#### **Section 12.18 Certification and Submission to Voters**

Pursuant to the obligations imposed on this Charter Commission by law, said Commission has determined and hereby certifies:

(a) That this Charter is a true and correct copy of the Charter prepared by this Charter Commission.

(b) That, in the submission of this charter to voters, it would be impracticable to segregate each

subject for a separate vote thereon, for the reason that the Charter is so constructed that, in order to enable it to work and function, it is necessary that it be adopted in its entirety; therefore it is submitted so as to be voted upon as a whole.

(c) That the election for this purpose shall be held in the City of Benbrook on the 2nd day of April, 1983.

(d) That the Charter Commission completed its work on the 10th day of January, 1983.

(e) That the Review Commission completed its work on the 27th day of February, 1990.

(f) That the election to elect amendments to the Charter was held in the City of Benbrook on the 5th day of May, 1990.

(g) That the election to elect amendments to the Charter was held in the City of Benbrook on the 17th day of January, 1998.



BENBROOK CHARTER

# CITY OF BENBROOK

## BOARDS AND COMMISSIONS HANDBOOK

### JANUARY, 1998

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## CITY COUNCIL

### **ESTABLISHMENT**

The Benbrook City Council was established in 1948.

### **PURPOSE:**

To serve as the governing and law making body of the City of Benbrook.

### **POWERS:**

Except as otherwise provided by law or by the Charter, all powers of the City shall be vested in the City Council. The City Council is provided with, but not limited to the following powers.

1. To enact municipal legislation.
2. To appoint or elect and to remove, after a hearing, all persons appointed by the City Council.
3. To fix the compensation for all appointed City officers.
4. To create, change, or abolish all offices, departments, and agencies of the City government other than those offices and agencies created by this Charter, and to assign additional duties and powers consistent with this Charter to offices, departments, and agencies created by this Charter.
5. To establish operating policy.
6. To establish the boundaries of the City. Benbrook Charter Article III, Section 3.04.

### **MEMBERS:**

Seven, a Mayor and six (6) Council members.

### **TERMS:**

Two years; Places 1 (Mayor), 3, 5, and 7 shall be elected odd numbered years and Places 2, 4 and 6 shall be appointed in even numbered years.

### **MEETINGS:**

Minimum of two each month; presently meet on first and third Thursday of the month, beginning at 7:30 p.m. at the Benbrook Municipal Building.

**QUORUM:**

Four

**OFFICERS:**

The Mayor Pro-Tem is elected by members of the City Council.

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**CITY COUNCIL**

<b>PLACE</b>	<b>MEMBER</b>	<b>CURRENT TERM</b>
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1	Jerry Dunn 3816 Sundown Benbrook, TX 76116	1997-1999
2	Chuck Burr 6632 Eton Court Benbrook, TX 76132	1996-1998
3	Kevin Gahagan 1012 Kane Benbrook, TX 76126	1997-1999
4	Ruth Story 1325 Concho Benbrook, TX 76126	1996-1998
5	Bonnie Lyons 1109 Crepe Myrtle Benbrook, TX 76126	1997-1999
6	Jerry B. Dittrich 1000 Sproles Benbrook, TX 76126	1996-1998
7	Pam Brandenburg 9933 Edmund Benbrook, TX 76126	1997-1999

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## **PLANNING AND ZONING COMMISSION**

**ESTABLISHMENT:**

The Planning and Zoning Commission was established by Ordinance #266, approved by Benbrook City Council March 23, 1970.

**PURPOSE:**

To advise and formulate recommendations to the City Council for the improvement, planned growth, health, safety and well being of the City of Benbrook.

**DUTIES:**

1. To prepare long range comprehensive City plan for orderly physical development of the City.

2. To review proposed changes in zoning districts.
3. To review and approve or deny proposed platting or subdivision of land within the City.
4. Any other duties assigned to Commission by ordinance.

**POWERS:**

To make rules, regulations and by-laws for itself subject to City Council approval.

**MEMBERS:**

Nine (9) appointed by and responsible to the City Council. Qualifications include being a registered voter, a resident of the City for one year, continue residency in the City during term of office, owner of real property within the City, not hold an elective or appointed office within the City or State of Texas.

**TERMS:**

Two years; Places 1, 3, 5, 7, and 9 shall be appointed in odd numbered years and Places 2, 4, 6, and 8 shall be appointed in even numbered years.

**MEETINGS:**

Once a month or as required; presently meets on second Thursday of each month at 7:30 p.m. in the Council Chambers of the Benbrook Municipal Building.

**QUORUM:**

A majority of all members shall constitute a quorum.

**OFFICERS:**

The Commission shall elect Chairperson and Vice-Chairperson from its members.

---

**PLANNING & ZONING COMMISSION**

PLACE	MEMBER	CURRENT TERM
1	Kathy Goodale 1508 Tobie Layne Benbrook, TX 76126	10-31-97 to 10-31-99
2	Edward Newby 3800 Plantation Benbrook, TX 76116	10-31-96 to 10-31-98
3	Alfredo Valverde 1000 Rio Grande Benbrook, TX 76126	10-31-97 to 10-31-99
4	Kenneth Norman 5301 Old Benbrook Road Benbrook, TX 76126	10-31-96 to 10-31-98
5	Robert Pesce 1113 Heather Court Benbrook, TX 76126	10-31-97 to 10-31-99
6	Hugo Heyns 9817 Ravensway Benbrook, TX 76126	10-31-96 to 10-31-98
7	Gerald Musick 3824 Sagebrush Benbrook, TX 76116	10-31-97 to 10-31-99
8	Curtis Wheat 1200 Mildred Benbrook, TX 76126	10-31-96 to 10-31-98
9	Douglas J. Duck 3821 Hollow Creek Road Benbrook, TX 76116	10-31-97 to 10-31-99

## ZONING BOARD OF ADJUSTMENT

### **ESTABLISHMENT:**

The Zoning Board of Adjustment was established by Ordinance #252, Section 18 on March 6, 1969.

### **PURPOSE:**

To hear appeals from any aggrieved person or by an officer, department or Board of the City affected by any decision pertaining to zoning.

### **JURISDICTION:**

The Board of Adjustment shall have all powers granted by and controlled by provisions of State Law. The Board is vested with the power and authority to make exemptions and exceptions to the terms of appropriate ordinances and in accordance with general and special rules therein contained

for the purpose of rendering full justice and equity to the general public.

**MEMBERS:**

Five (5) members plus four (4) alternates, residents of the City of Benbrook meeting the qualifications as outlined in Article IV, Section 8.01 of the HomeRule Charter.

**TERMS:**

Two (2) year terms, with Places 1, 3, and 5, appointed in odd numbered years and Places 2 and 4 appointed in even numbered years.

**MEETINGS:**

Fourth Tuesday of the month if needed.

**OFFICERS:**

Board elects Chairman and Vice-Chairman from membership.

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**ZONING BOARD OF ADJUSTMENT**

PLACE	MEMBER	CURRENT TERM
1	Robert Isinghood 908 Darnell Benbrook, TX 76126	10-31-97 to 10-31-99
2	Walter Watson 9944 Wandering Way Benbrook, TX 76126	10-31-96 to 10-31-98
3	Vacant	10-31-97 to 10-31-99
4	Meri Cozart 1221 Estes Benbrook, TX 76126	10-31-96 to 10-31-98
5	Robert Daugherty, Jr. 7212 Falling Springs Benbrook, TX 76116	10-31-97 to 10-31-99
Alternate A	Tim Long 1219 John Reagan Benbrook, TX 76126	10-31-97 to 10-31-99
Alternate B	Noyel Gant 1219 Park Center Benbrook, TX 76126	10-31-96 to 10-31-98
Alternate C	Marie Garretson 10001 Wandering Way Benbrook, TX 76126	10-31-96 to 10-31-98
Alternate D	Michael Burkett 4616 Owendale Benbrook, TX 76116	10-31-96 to 10-31-98

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# BOARD OF APPEALS

## **ESTABLISHMENT:**

The Board of Appeals was established by Ordinance #528, approved by the City Council on November 2, 1978.

## **PURPOSE:**

To hear appeals from any aggrieved person or by an officer, department or Board of the City affected by any decision pertaining to issuance of building permits, flood plain, condemnation, building codes and other appropriate considerations.

## **JURISDICTION:**

The Appeals Commission shall have all powers granted by and controlled by provisions of State Law.

## **MEMBERS:**

Five (5) members. (Same members as serve on the Zoning Board of Adjustment).

## **TERMS:**

Two (2) year terms, with Places 1, 3, and 5, appointed in odd numbered years and Places 2 and 4 appointed in even numbered years.

## **MEETINGS:**

Fourth Tuesday of the month if needed.

## **OFFICERS:**

Board elects Chairman and Vice-Chairman from membership.

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## BOARD OF APPEALS

PLACE	MEMBER	CURRENT TERM
1	Robert Isinghood 908 Darnell Benbrook, TX 76126	10-31-97 to 10-31-99
2	Walter Watson 9944 Wandering Way Benbrook, TX 76126	10-31-96 to 10-31-98
3	Vacant	10-31-97 to 10-31-99
4	Meri Cozart 1221 Estes Benbrook, TX 76126	10-31-96 to 10-31-98
5	Robert Daugherty, Jr. 7212 Falling Springs Benbrook, TX 76116	10-31-97 to 10-31-99
Alternate A	Tim Long 1219 John Reagan Benbrook, TX 76126	10-31-97 to 10-31-99
Alternate B	Noyel Gant 1219 Park Center Benbrook, TX 76126	10-31-96 to 10-31-98
Alternate C	Marie Garretson 10001 Wandering Way Benbrook, TX 76126	10-31-96 to 10-31-98
Alternate D	Michael Burkett 4616 Owendale Benbrook, TX 76116	10-31-96 to 10-31-98

## **PARK & RECREATION BOARD**

### **ESTABLISHMENT:**

The Park and Recreation Board was created by Ordinance #107 approved by the Benbrook City Council January 11, 1958.

### **PURPOSE:**

The purpose and function of the Park Board is to render advice, recommendations and assistance to the City Council concerning the present and future status and usage of park and recreational facilities within the City of Benbrook.

### **DUTIES AND RESPONSIBILITIES:**

As defined by Article VIII, Section 8.05 of the Homerule Charter, the Park and Recreation Board is a policy board and shall implement programs and policies through the City Staff.

### **MEMBERS:**

Seven (7) residents of the City of Benbrook meeting qualifications as outlined in Article IV, Section 8.01 of the Homerule Charter.

**TERMS:**

Two (2) year terms. The qualifications specified in Section 8.01 of HomeRule Charter shall apply to members of the Park and Recreation Board.

**MEETINGS:**

Monthly as needed; presently meeting the second Wednesday of the month.

**QUORUM:**

A majority.

**OFFICERS:**

Board elects Chairman from membership.

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**PARKS & RECREATION BOARD**

PLACE	MEMBER	CURRENT TERM
1	Kelley Hays 1134 Bryant Benbrook, TX 76126	10-31-97 to 10-31-99
2	Steven C. Grissom 1401 Trammell Benbrook, TX 76126	10-31-96 to 10-31-98
3	Billie Pool 417 Rhineland Benbrook, TX 76126	10-31-97 to 10-31-99
4	Jeffrey Weeks 324 Sexton Lane Benbrook, TX 76126	10-31-97 to 10-31-98
5	Charles Robb 301 Lochness Court Benbrook, TX 76126	10-31-97 to 10-31-99
6	Dick Van Dyke 12 Legend Road Benbrook, TX 76132	10-31-96 to 10-31-98
7	Robert Merrithew 4400 Springbranch Benbrook, TX 76116	10-31-97 to 10-31-99

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**CIVIL SERVICE COMMISSION****ESTABLISHMENT:**

The Civil Service Commission for the Police Department was approved at the City Election held on



May 7, 1988. The first Civil Service Commission was appointed by the Chief Executive Officer and approved by City Council on July 7, 1988.

**PURPOSE:**

To adopt rules necessary for the proper conduct of Commission business; Commission may investigate and report on matters relating to the enforcement of rules adopted by the Commission, Commission hears appeals from an action provided for in Local Government Code.

**POWERS:**

All the powers granted under Chapter 143, Municipal Civil Service of the Local Government Code.

**MEMBERS:**

Three (3) members appointed by the Chief Executive Officer.

**TERMS:**

Staggered three year terms with the term of one member expiring each year.

**MEETINGS:**

Called as needed.

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**CIVIL SERVICE COMMISSION**

PLACE	MEMBER	CURRENT TERM
1	Duane Slater 4401 Idledell Benbrook, TX 76116	7-7-1997 to 07-07-2000
2	Steve Kent 4405 Hillside Court Benbrook, TX 76132	3-19-1996 to 7-7-1999
3	Dale Walling 1349 Trinity Drive Benbrook, TX 76126	9-7-95 to 7-1-98

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**ECONOMIC DEVELOPMENT CORPORATION**

**ESTABLISHMENT:**

The Economic Development Corporation was established as the Benbrook Industrial Development Authority by the City Council in 1980. The Authority was converted to a 4B Corporation in 1985.

**PURPOSE:**

To plan and fund projects that promote economic development within the City, using financial resources including the half-cent sales tax for economic development.

**DUTIES:**

1. To prepare an economic development plan for approval by the City Council.

2. To prepare an annual budget of projected revenues and expenditures for approval by the City Council.
3. To fund projects that promote economic development, such as infrastructure improvements that would attract or retain business or would improve business areas.
4. To prepare an annual progress and financial report for City Council.
5. Any other duties assigned to the Corporation by the City Council.

**POWERS:**

To make bylaws and policies for itself subject to City Council approval. To fund projects in accordance with the approved plan, budget and State law. The Board may retain its own staff and offices.

**BOARD OF DIRECTORS:**

Seven (7) appointed by City Council. Qualifications include being a registered voter and a resident of the City.

**TERMS:**

Two years; Places 1, 3, 5, and 7 shall be appointed in odd numbered years, and Places 2, 4, and 6 shall be appointed in even numbered years.

**MEETING:**

Once a month or as required.

**QUORUM:**

A majority of all members shall constitute a quorum.

**OFFICERS:**

The Board shall elect annually a President, Vice-President and Secretary from its members.

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**ECONOMIC DEVELOPMENT CORPORATION**

PLACE	MEMBER	CURRENT TERM
1	Jerry Dunn 3816 Sundown Benbrook, TX 76116	3-2-97 to 6-1-99
2	Chuck Burr 6632 Eton Court Benbrook, TX 76132	6-1-96 to 6-1-98
3	Rick Whitehurst 8312 Llano Benbrook, TX 76116	3-2-97 to 6-1-99
4	Randy Cozart 1221 Estes Benbrook, TX 76126	6-1-96 to 6-1-98
5	Al Griner 1008 Locust Street Benbrook, TX 76126	3-2-97 to 6-1-99
6	Beth Jones 9905 Westpark Drive Benbrook, TX 76126	6-1-96 to 6-1-98
7	Tim Young 8923 Kincaid Benbrook, TX 76116	3-2-97 to 6-1-99

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Ace Painters</u>	1127 Cozby St E	Benbrook, TX	(817) 249-4818
<u>All Tex Drywall</u>	119 Goliad St	Benbrook, TX	(817) 249-6727
<u>American Legion</u>	8201 Old Benbrook Rd	Benbrook, TX	(817) 249-9885
<u>Applebee Nursery School</u>	401 Cozby St N	Benbrook, TX	(817) 249-4424
<u>Appliance Services Unlimited</u>	1033 Cottonwood Trl	Benbrook, TX	(817) 249-4309
<u>Arby's</u>	9248 Highway 377 S	Benbrook, TX	(817) 249-0716
<u>Askew Carpet Cleaning</u>	1516 Timberline Dr	Benbrook, TX	(817) 249-1212
<u>Baja Beach</u>	1701 Beach Rd	Benbrook, TX	(817) 249-0009
<u>Benbrook Air Conditioning</u>	706 Mercedes St	Benbrook, TX	(817) 249-0102
<u>Benbrook Animal Hospital</u>	9009 Highway 377 S	Benbrook, TX	(817) 249-2744
<u>Benbrook Car Care</u>	1012 Cozby St S	Benbrook, TX	(817) 249-5551
<u>Benbrook City Ambulance Svc</u>	528 Mercedes St	Benbrook, TX	(817) 249-1720
<u>Benbrook City Offices</u>	911 Winscott Plover Rd	Benbrook, TX	(817) 249-3000
<u>Benbrook Community Ctr</u>	228 San Angelo St	Benbrook, TX	(817) 249-5530
<u>Benbrook Elementary School</u>	800 Mercedes St	Benbrook, TX	(817) 249-7100
<u>Benbrook Floral</u>	406 Mercedes St # D	Benbrook, TX	(817) 249-0112
<u>Benbrook Food Mart</u>	900 Winscott Rd	Benbrook, TX	(817) 249-2142
<u>Benbrook Grooming Shop</u>	9007 Highway 377 S	Benbrook, TX	(817) 249-5390
<u>Benbrook Irrigation &amp; Pipe Inc</u>	106 Goliad St	Benbrook, TX	(817) 249-2700
<u>Benbrook Marina</u>	301 Lakeview Dr	Benbrook, TX	(817) 249-2696

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Benbrook Pest Control</u>	8507 Highway 377 S	Benbrook, TX	(817) 249-0577
<u>Benbrook Senior Citizen Ctr</u>	1010 Mercedes St	Benbrook, TX	(817) 249-6300
<u>Benbrook Travel</u>	8907 Highway 377 S	Benbrook, TX	(817) 249-4800
<u>Benbrook United Methodist Chr</u>	1122 Bryant St	Benbrook, TX	(817) 249-1257
<u>Benbrook Water &amp; Sewer Auth</u>	1121 Mercedes St	Benbrook, TX	(817) 249-1250
<u>Benbrook's Bright Beginnings</u>	994 Winscott Plover Rd	Benbrook, TX	(817) 249-0060
<u>Benningfield Robert F DDS</u>	111 Sproles Dr	Benbrook, TX	(817) 249-4150
<u>Billie's Minnows</u>	8512 Highway 377 S	Benbrook, TX	(817) 249-1813
<u>Blue Stem Cattle Co</u>	6458 Winscott Plover Rd	Benbrook, TX	(817) 443-0200
<u>Braum's Ice Cream &amp; Dairy</u>	9001 Highway 377 S	Benbrook, TX	(817) 249-3232
<u>Brazos Valley School Of Music</u>	1127 Forest Creek St	Benbrook, TX	(817) 249-6685
<u>Brian Torvik Design</u>	12029 Stevens Dr	Benbrook, TX	(817) 249-0342
<u>Brothers II One Hour Cleaners</u>	9479 Highway 377 S	Benbrook, TX	(817) 249-3270
<u>Campbell's Auto Body</u>	9331 Westpark Dr	Benbrook, TX	(817) 249-6662
<u>Campbell's Mobile Glass</u>	9351 Westpark Dr	Benbrook, TX	(817) 249-6774
<u>Canard's Benbrook Svc</u>	1228 Wade Hampton St	Benbrook, TX	(817) 249-2565
<u>Cartwright Ranch &amp; Stables</u>	413 Cartwright Dr	Benbrook, TX	(817) 249-2490
<u>Chevron</u>	8522 Highway 377 S	Benbrook, TX	(817) 249-1601
<u>Children's World Learning Ctr</u>	8936 Highway 377 S	Benbrook, TX	(817) 249-4280
<u>Collins Cleaners</u>	999 Winscott Rd	Benbrook, TX	(817) 249-5623

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Custom Drywall</u>	14201 Highway 377 S	Benbrook, TX	(817) 389-2418
<u>Cynthia K Jones DVM - Benbrook Animal Hospital</u>	9009 Highway 377 S	Benbrook, TX	(817) 249-2744
<u>Dairy Queen</u>	8721 Highway 377 S	Benbrook, TX	(817) 249-1306
<u>Dairy Queen</u>	10108 Rolling Hills Ct	Benbrook, TX	(817) 249-2212
<u>Dalton Photography</u>	8507 Highway 377 S	Benbrook, TX	(817) 249-4918
<u>Dalworth Maintenance Co</u>	9824 Bancroft Dr	Benbrook, TX	(817) 249-3040
<u>Diamond Shamrock Corp</u>	9033 Highway 377 S	Benbrook, TX	(817) 249-6364
<u>Edward Jones Co</u>	1001 Winscott Rd	Benbrook, TX	(817) 249-0877
<u>Express Plumbing Svc</u>	7600 Benbrook Pkwy	Benbrook, TX	(817) 249-2380
<u>Express Stop</u>	9301 Westpark Dr	Benbrook, TX	(817) 249-0997
<u>First Assembly Of God-Benbrook</u>	200 E Mildred Ln	Benbrook, TX	(817) 249-3010
<u>First Baptist Church-Benbrook</u>	1015 McKinley St	Benbrook, TX	(817) 249-1526
<u>Fralia's Air-Conditioning</u>	7600 Benbrook Pkwy	Benbrook, TX	(817) 249-3532
<u>Geoquip</u>	7533 Kathy Ln	Benbrook, TX	(817) 249-6400
<u>George Kithas - Cornelius-Pierce Consulting</u>	9020 Highway 377 S	Benbrook, TX	(817) 249-1547
<u>Green's Sprinkler Systems</u>	8509 Highway 377 S	Benbrook, TX	(817) 249-1194
<u>Heritage National Bank</u>	9100 Highway 377 S	Benbrook, TX	(817) 249-2040
<u>Imre Kocsis DO - Benbrook Family Practice Assoc</u>	114 Sproles Dr # 101	Benbrook, TX	(817) 249-4100
<u>J &amp; W Construction</u>	11845 Stevens Dr	Benbrook, TX	(817) 249-6672
<u>J-Hair Design</u>	947 Winscott Rd	Benbrook, TX	(817) 249-4430

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Kendall James A CPA</u>	8617 Highway 377 S	Benbrook, TX	(817) 249-2137
<u>Kwik Kar Oil &amp; Lube</u>	8724 Highway 377 S	Benbrook, TX	(817) 249-0081
<u>La Petite Academy</u>	9027 Highway 377 S	Benbrook, TX	(817) 249-5842
<u>Lakeside Hair &amp; Hair Salon</u>	8905 Highway 377 S # D	Benbrook, TX	(817) 249-1878
<u>Lakeview Apartments</u>	125 Vista Way	Benbrook, TX	(817) 249-2143
<u>Lee's Taxidermy</u>	1624 Timberline Dr	Benbrook, TX	(817) 249-2187
<u>Lydia Tailor Shop</u>	9477 Highway 377 S	Benbrook, TX	(817) 249-2624
<u>Mc Donalds</u>	8516 Highway 377 S	Benbrook, TX	(817) 249-2773
<u>Michal Ptak - Benbrook Therapy Svc</u>	114 Sproles Dr # 102	Benbrook, TX	(817) 249-5888
<u>Mrs Baird's Bakeries Inc</u>	1625 Highway 377 S	Benbrook, TX	(817) 249-5230
<u>Nde Inc</u>	1189 Mercedes St	Benbrook, TX	(817) 249-4760
<u>Pizza Hut</u>	9208 Highway 377 S	Benbrook, TX	(817) 249-4532
<u>Plants Of Fort Worth</u>	375 Winscott Rd	Benbrook, TX	(817) 249-5080
<u>Pro-Cuts</u>	8907 Highway 377 S	Benbrook, TX	(817) 249-1591
<u>Quickway Shopping Convenient</u>	955 Winscott Plover Rd	Benbrook, TX	(817) 249-5250
<u>Ranch Air Mechanical Inc</u>	119 Goliad St	Benbrook, TX	(817) 249-3500
<u>Richeson's Taxidermy</u>	1208 Wade Hampton St	Benbrook, TX	(817) 249-3260
<u>Ridgecrest Building Products</u>	907 Usher St	Benbrook, TX	(817) 249-2365
<u>Risky's Bar-B-Que Deli</u>	9000 Highway 377 S	Benbrook, TX	(817) 249-3320
<u>Robert E Irvin DO - Benbrook Family Practice Assoc</u>	114 Sproles Dr # 101	Benbrook, TX	(817) 249-4100

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Ryan's Branding Iron Inc</u>	8700 Highway 377 S	Benbrook, TX	(817) 249-2523
<u>Sammons Of Benbrook</u>	9467 Highway 377 S	Benbrook, TX	(817) 249-4130
<u>Second Wind Windmill Svc</u>	4141 Oakcrest St	Benbrook, TX	(817) 249-4881
<u>Specialty Materials &amp; Mfg Inc</u>	7600 Benbrook Pkwy	Benbrook, TX	(817) 249-6272
<u>Stum Sporting Goods</u>	10113 Orlando Dr	Benbrook, TX	(817) 249-2406
<u>Subway Sandwiches &amp; Salads</u>	9453 Highway 377 S	Benbrook, TX	(817) 249-0900
<u>Sugar Shack Donuts</u>	9451 Highway 377 S	Benbrook, TX	(817) 249-5660
<u>Taco Bell</u>	9481 Highway 377 S	Benbrook, TX	(817) 249-1569
<u>Texas Bank</u>	9200 Highway 377 S	Benbrook, TX	(817) 249-2801
<u>Thomas Brothers Grass Co</u>	107 Goliad St	Benbrook, TX	(817) 249-5050
<u>Trinity Hills Manor</u>	1000 McKinley St	Benbrook, TX	(817) 249-0020
<u>US Post Office</u>	9415 Highway 377 S	Benbrook, TX	(817) 249-5310
<u>W Two Plus Inc</u>	11312 Mildred St	Benbrook, TX	(817) 249-6333
<u>Waffle House</u>	8501 Highway 377 S	Benbrook, TX	(817) 249-3458
<u>Wayne Glover - Allstate Insurance</u>	9471 Highway 377 S	Benbrook, TX	(817) 249-1187
<u>Westpark Elementary School</u>	10117 Westpark Dr	Benbrook, TX	(817) 249-7150
<u>Whataburger Inc</u>	8506 Highway 377 S	Benbrook, TX	(817) 249-2244
<u>Winn-Dixie</u>	9461 Highway 377 S	Benbrook, TX	(817) 249-3070
<u>Ymca</u>	800 Mercedes St	Benbrook, TX	(817) 249-0712
<u>Ymca</u>	10117 Westpark Dr	Benbrook, TX	(817) 249-3901



(URL reload)

**1990 US Census Data**  
**Database: C90STF3A**  
**Summary Level: state--Place**

## **Benbrook city: FIPS.STATE=48 , FIPS.PLACE90=07552**

**PERSONS**

Universe: Persons

Total.....19564

**PLACE OF WORK---STATE AND COUNTY LEVEL**

Universe: Workers 16 years and over

Worked in State of residence:

Worked in county of residence.....9737

Worked outside county of residence.....885

Worked outside State of residence.....135

**PLACE OF WORK---PLACE LEVEL**

Universe: Workers 16 years and over

Living in a place:

Worked in place of residence.....1009

Worked outside place of residence.....9748

Not living in a place.....0

**PLACE OF WORK---MSA/PMSA LEVEL**

Universe: Workers 16 years and over

Living in an MSA/PMSA:

Worked in MSA/PMSA of residence:

Central city.....8017

Remainder of this MSA/PMSA.....1808

Worked outside MSA/PMSA of residence:

Worked in a different MSA/PMSA:

Central city.....433

Remainder of different MSA/PMSA.....247

Worked outside any MSA/PMSA.....252

Not living in an MSA/PMSA:

Worked in an MSA/PMSA:

Central city.....0

Remainder of MSA/PMSA.....0

Worked outside any MSA/PMSA.....0

**MEANS OF TRANSPORTATION TO WORK**

Universe: Workers 16 years and over

Car, truck, or van:

Drove alone.....9280

Carpooled.....1013

Public transportation:

Bus or trolley bus.....5

Streetcar or trolley car.....0

Subway or elevated.....0

Railroad.....0

Ferryboat.....0

Taxicab.....0

Motorcycle.....34

Bicycle.....5

Walked.....116

Other means.....28

Worked at home.....276

**TRAVEL TIME TO WORK**

*Universe: Workers 16 years and over**Did not work at home:*

Less than 5 minutes.....	162
5 to 9 minutes.....	903
10 to 14 minutes.....	1494
15 to 19 minutes.....	2704
20 to 24 minutes.....	2341
25 to 29 minutes.....	703
30 to 34 minutes.....	1057
35 to 39 minutes.....	161
40 to 44 minutes.....	168
45 to 59 minutes.....	437
60 to 89 minutes.....	273
90 or more minutes.....	78
Worked at home.....	276

**AGGREGATE TRAVEL TIME TO WORK (IN MINUTES)***Universe: Workers 16 years and over who did not work at home*

Total.....	215001
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# KERENS, TEXAS

## Kerens, Texas

Chamber of Commerce: 903-396-2391 Noralee May

### Events:

4th of July Festival

Chamber of Commerce Banquet every January

Homecoming Parade (late Sept./early Oct.)

### Organizations:

Kiwanis Club

Band Boosters Organization

Athletic Department Organization

Kerens Garden Club

4-H club

Pioneer Literacy Club

Masonic Lodge

1 Park

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# **Primary and Secondary Schools in Texas**

## **Profile of Kerens Isd**

**P. O. Box 310 / Kerens , TX 75144-0310**

**(903) 396-2924 / FAX: / Students: 706 / Home Page N/A**

- [Navarro County / Mbrs of Congress / State Legislators / Media](#)
- [National Center for Education Statistics \(NCES\) School District Profile](#)

**Kerens School**

**H/P N/A**

**PK-12 Kerens**

**75144**

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Advantage Auction At Kerens</u>	801 NW 2nd St	Kerens, TX	(903) 396-7407
<u>Ben Howell Cattle</u>	Highway 31	Kerens, TX	(903) 396-7332
<u>Big Bob's</u>	Highway 309 S Goodlow	Kerens, TX	(903) 396-7577
<u>Bill's Dollar Store Inc</u>	1101 NW 2nd St # 200	Kerens, TX	(903) 396-2537
<u>Blackland Fuel</u>	W Highway 31	Kerens, TX	(903) 396-7743
<u>Cedar Creek Bank</u>	1101 NW 2nd St	Kerens, TX	(903) 396-2222
<u>Cedar Creek Progress</u>	110 S Colket St	Kerens, TX	(903) 396-2261
<u>Chamber Of Commerce</u>	Main St	Kerens, TX	(903) 396-2391
<u>Christmas Past Tree Farms</u>	Rr 1 Box 130	Kerens, TX	(903) 396-2344
<u>Church Of Christ Of Kerens</u>	105 SW 3rd St	Kerens, TX	(903) 396-2873
<u>City Of Goodlow</u>	201 S Hwy 309	Kerens, TX	(903) 396-7862
<u>Cowden's Professional Paint</u>	Rr 1 Box 23	Kerens, TX	(903) 396-7238
<u>D L Orr - Orr &amp; Orr Real Estate</u>	218 S Colket St	Kerens, TX	(903) 396-2985
<u>Diamond W</u>	3305 NE County Road 3070	Kerens, TX	(903) 396-2294
<u>Don Lane - Serv Pro Real Estate</u>	208 S Colket St	Kerens, TX	(903) 396-7710
<u>Eddie's Body Shop</u>	1st Street & Center St	Kerens, TX	(903) 396-2298
<u>Faith Christian Fellowship</u>	Highway 31	Kerens, TX	(903) 396-7242
<u>First Assembly Of God Church</u>	Overlook Dr	Kerens, TX	(903) 396-2913
<u>First Baptist Church Of Kerens</u>	200 SW 2nd St	Kerens, TX	(903) 396-2342
<u>First Methodist Church</u>	205 NW 2nd St	Kerens, TX	(903) 396-2275

<b><u>Business Name</u></b>	<b><u>Address</u></b>	<b><u>City</u></b>	<b><u>Phone</u></b>
<b><u>Food Rite Of Kerens</u></b>	1001 NW 2nd St	Kerens, TX	(903) 396-2160
<b><u>Franklin Resale Co</u></b>	204 Colket	Kerens, TX	(903) 396-2532
<b><u>Grace &amp; Mercy Health Clinic</u></b>	100 SE 4th St	Kerens, TX	(903) 396-7217
<b><u>Green Tree Transplanting</u></b>	Highway 31 W	Kerens, TX	(903) 396-7783
<b><u>Gregg's Import &amp; Export Ltd</u></b>	509 N Senter Ave	Kerens, TX	(903) 396-7423
<b><u>Hilliard Drugs Inc</u></b>	1001 NW 2nd St # 300	Kerens, TX	(903) 396-2214
<b><u>Housing Authority</u></b>	106 Mcclung Dr	Kerens, TX	(903) 396-2964
<b><u>Inmon Custom Meat Processing</u></b>	3095 Highway 309 S	Kerens, TX	(903) 396-2629
<b><u>J &amp; D Contractors</u></b>	901 NW 2nd St	Kerens, TX	(903) 396-7681
<b><u>J Bar W Industries</u></b>	State Highway 31 E	Kerens, TX	(903) 396-7145
<b><u>James Kelley - Kelly &amp; Assoc</u></b>	1101 NW 2nd St # 3	Kerens, TX	(903) 396-2723
<b><u>John W Smith DDS - Kerens Dental Clinic</u></b>	1101 NW 2nd St # 1	Kerens, TX	(903) 396-2708
<b><u>Judy's Beauty Shop</u></b>	305 NW 2nd St # B	Kerens, TX	(903) 396-2263
<b><u>Jus-Tans</u></b>	Highway 309	Kerens, TX	(903) 396-7723
<b><u>K &amp; B Co</u></b>	Highway 31 E	Kerens, TX	(903) 396-7295
<b><u>Kerens Alternative Learning</u></b>	PO Box 310	Kerens, TX	(903) 396-2190
<b><u>Kerens Apartments</u></b>	200 Daniels Dr	Kerens, TX	(903) 396-7546
<b><u>Kerens Child Development Ctr</u></b>	111 SE 4th St	Kerens, TX	(903) 396-7125
<b><u>Kerens City Hall</u></b>	200 S Colket St	Kerens, TX	(903) 396-2971
<b><u>Kerens City Library</u></b>	104 SE 2nd St	Kerens, TX	(903) 396-2665

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<b><u>Kerens Elementary School</u></b>	200 Bobcat Ln	Kerens, TX	(903) 396-7941
<b><u>Kerens Fire Dept</u></b>	205 SE 3rd St	Kerens, TX	(903) 396-7109
<b><u>Kerens Grain Elevator</u></b>	Highway 31 W	Kerens, TX	(903) 396-7760
<b><u>Kerens High School</u></b>	State Highway 309 S	Kerens, TX	(903) 396-2931
<b><u>Kerens Middle School</u></b>	200 Bobcat Ln	Kerens, TX	(903) 396-2570
<b><u>Kerens Mini Warehouse</u></b>	120 SW 3rd St	Kerens, TX	(903) 396-7163
<b><u>Kerens Quik Stop</u></b>	411 NW 2nd St	Kerens, TX	(903) 396-7962
<b><u>Kerens Shell</u></b>	110 NE 2nd St	Kerens, TX	(903) 396-2494
<b><u>Kerens Southwood</u></b>	809 NE 4th St	Kerens, TX	(903) 396-2905
<b><u>Kerens Superintendent's Office</u></b>	200 Bobcat Ln	Kerens, TX	(903) 396-2924
<b><u>Kerens Tribune</u></b>	110 S Colket St	Kerens, TX	(903) 396-2261
<b><u>Latta's</u></b>	Highway 31 E	Kerens, TX	(903) 396-2572
<b><u>Legacy Collection</u></b>	212 S Colket St	Kerens, TX	(903) 396-7700
<b><u>Locin Oil Corp</u></b>	Highway 287	Kerens, TX	(903) 396-7848
<b><u>Massey Feed &amp; Seed</u></b>	911 NW 2nd St	Kerens, TX	(903) 396-2860
<b><u>Mike Hill - Hill Insurance</u></b>	Fm Rd 636	Kerens, TX	(903) 396-7500
<b><u>Mikey's Place</u></b>	107 SW 6th St	Kerens, TX	(903) 396-2125
<b><u>Missionary Baptist Church</u></b>	210 N Bonner Ave	Kerens, TX	(903) 396-2465
<b><u>Movie Shop</u></b>	112 N Bonner Ave	Kerens, TX	(903) 396-2148
<b><u>Navarro County Precinct 2</u></b>	Highway 31 W	Kerens, TX	(903) 396-2862



<b><u>Business Name</u></b>	<b><u>Address</u></b>	<b><u>City</u></b>	<b><u>Phone</u></b>
<b><u>Navarro County Title Co</u></b>	SE Highway 31	Kerens, TX	(903) 396-7136
<b><u>New Hope Baptist Church</u></b>	401 4th St	Kerens, TX	(903) 396-7174
<b><u>Old Reliable Svc</u></b>	100 S Colket St	Kerens, TX	(903) 396-7870
<b><u>Paschal Funeral Home</u></b>	120 SW 3rd St	Kerens, TX	(903) 396-2371
<b><u>Patsy's Beauty Shop</u></b>	City Lake Rd	Kerens, TX	(903) 396-2842
<b><u>Pelican Isle</u></b>	Rr 1 Box 311	Kerens, TX	(903) 396-7777
<b><u>Perry's Service Station</u></b>	500 NW 2nd St	Kerens, TX	(903) 396-2554
<b><u>Pete Parrish Mobil</u></b>	210 NW 2nd St	Kerens, TX	(903) 396-2243
<b><u>Petersburg Baptist Church</u></b>	Highways 309 & 287	Kerens, TX	(903) 396-7858
<b><u>Presbyterian Church</u></b>	301 SE 3rd St	Kerens, TX	(903) 396-2274
<b><u>Reed's Service Station</u></b>	Highway 31 W	Kerens, TX	(903) 396-2221
<b><u>Refuge Dairy</u></b>	16995 SE County Road 4040	Kerens, TX	(903) 396-7861
<b><u>Richland Chambers Progress</u></b>	110 S Colket St	Kerens, TX	(903) 396-7788
<b><u>Robert A Bain - R A Bain Insurance</u></b>	104 S Colket St	Kerens, TX	(903) 396-2560
<b><u>Sac-A-Burger</u></b>	200 NE 2nd St	Kerens, TX	(903) 396-7773
<b><u>Skyking Technologies</u></b>	10060 SE County Road 4200	Kerens, TX	(903) 396-7807
<b><u>Sportsman's Barber &amp; Style Shp</u></b>	301 NW 2nd St	Kerens, TX	(903) 396-7692
<b><u>Steve's Auto Parts</u></b>	108 S Colket St	Kerens, TX	(903) 396-7470
<b><u>Susan's Flowers &amp; Gifts</u></b>	305 NW 2nd St	Kerens, TX	(903) 396-7021
<b><u>T-Bone's</u></b>	110 NW 2nd St	Kerens, TX	(903) 396-7109

<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Terry's Paint &amp; Collision</u>	101 NE 2nd St	Kerens, TX	(903) 396-2850
<u>Things Of Yester-Year</u>	607 NW 2nd St	Kerens, TX	(903) 396-2544
<u>Today's Cuts</u>	W Highway 31	Kerens, TX	(903) 396-7082
<u>Trinity Service Co</u>	219 S Colket St	Kerens, TX	(903) 396-2413
<u>Trophy Case</u>	Highway 31 E	Kerens, TX	(903) 396-2702
<u>Trunk Line</u>	111 S Colket St	Kerens, TX	(903) 396-7254
<u>US Post Office</u>	106 S Colket St	Kerens, TX	(903) 396-7142
<u>Virgie L Orr - Orr &amp; Orr Real Estate</u>	218 S Colket St	Kerens, TX	(903) 396-2985
<u>W P Ingram Red Grocery</u>	113 S Colket St	Kerens, TX	(903) 396-2961

# **CAMPBELL, TEXAS**

## History of Campbell, Texas

As Hunt County prepares for its 150th celebration the City of Campbell stands tall as a community that is ever looking forward to what it has the potential to become.

Although the City of Campbell was not actually incorporated until 1973, many major projects have been accomplished in the years since.

In 1978, the city-wide sewer system project was completed. In 1987 the Campbell Independent School District completed construction of the new Science Building.

In 1989, the Volunteer Fire Department Building was completed and three years later, in 1992, the new Post Office in Campbell was completed.

A major fire in 1993 which destroyed the Campbell school facilities served as a major turning point for the community. Citizens, committed to maintaining an independent school district for Campbell and the surrounding area, banded together, committed to building a new home for the Campbell schools. Construction was completed in 1994.

In 1995 the community again united as the city and the school district formalized an agreement to build a Community Park.

To date, a Pavilion Building as been completed as well as the creation of new baseball fields on the site.

Fencing for the baseball facility was completed in February of 1996 and opening ceremonies were held on March 26 for the Community Park, named "Indian Territory" by voting held during the 1995 Country Fair.

Future plans call for the park to be developed in stages over the next two or three years. Eventually, an exercise track, a picnic area, playground, restrooms and a concession stand will be constructed.

The town of Campbell which lies nine miles east of Greenville on the L&A Railroad, came into existence in 1881 when the railroad, then called the East Line and Red River, built the last section of its line from Jefferson to Greenville.

The railroad had previously built to Sulphur Springs, but the last 30 miles to Greenville was delayed until 1881.

The railroad had been given the right of way and depot sites, and the railroad laid out the town site for Campbell. However, the new town was first called Oliveria. It is believed this name was to honor an official of the railroad.

The first post office was established under that name on June 27, 1881. However, the name was not popular with the first citizens and the name was soon changed to Campbell, honoring a young attorney Thomas W. Campbell of Palestine, who was instrumental in the railroad's extension west to Greenville. Campbell was elected governor of Texas in 1907.

Good schools were an early aim of the Campbell residents. In 1887 Campbell was incorporated for "school purposes" in order to establish an independent school district. The high school built there was advertised as one of the best in the county.

The town was not incorporated for municipal purposes until Oct. 26, 1912, and then by the bare majority of one vote. Later it apparently revoked its incorporation before being incorporated again in 1973.

Campbell prospered and had two banks. It was also the location of a college which was first called Henry College for its founders Henry Bridges and Henry Eastman. The name was later changed to Emerson College.

Business development in Campbell has always been important to its continued growth and health. Particularly in the last few years a significant number of businesses have been established in Campbell including Gammon Plumbing, Inc., Northeast Texas Wholesale Lumber Co., Campbell Store and Cafe, Pippin's Propane Gas Co., Hunt County Farm Supply, Campbell Feed and Supply, Hartline Driving Range, Dyer Auto Sales and Campbell Day Care.

Plans are already in place for the construction of a new Elementary Building this fall. Also, in September, the community will host its Second Annual Campbell Country Fair and Chili Cook-off.

## CAMPBELL TEXAS

Via Barbara LaMore (Mayor)  
903-862-2387

Incorporated 1976  
Unincorporated sometime later  
Incorporated again 2-3 years ago.

Last year was first year city taxed residents to help in new sewer plant.

Campbell City Park

### Organizations:

SCE Organization  
Campbell Youth Sports Association  
Boy Scouts

Volunteer Fire Dept.  
puts on fundraisers

Community Center Board  
puts on fundraisers  
annual Christmas Parade

Whole community participates in events -- always a great turnout.

City owned weekly newsletter: Campbell Review Two

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<b>Business Name</b>	<b>Address</b>	<b>City</b>	<b>Phone</b>
<u>Alibi Antiques</u>	Rr 2 Box 100	Campbell, TX	(903) 862-2448
<u>Ashley's Plumbing</u>	Rr 1 Box 146-2	Campbell, TX	(903) 862-2141
<u>B &amp; H Sheetrock Finishing</u>	County Rd 3202	Campbell, TX	(903) 862-2290
<u>Bar Double Horseshoe Ranch</u>	County Rd 4112	Campbell, TX	(903) 862-3783
<u>Barnes Construction</u>	PO Box 69	Campbell, TX	(903) 862-3175
<u>Bitner Grocery &amp; Station</u>	Highway 499	Campbell, TX	(903) 862-3212
<u>Brannon Auto Sales</u>	Rr 1 Box 256	Campbell, TX	(903) 862-3763
<u>Calvert's Collections</u>	Rr 2 Box 91d	Campbell, TX	(903) 862-3184
<u>Campbell Elementary School</u>	N Main St	Campbell, TX	(903) 862-3253
<u>Campbell Feed &amp; Supply</u>	Fm 513	Campbell, TX	(903) 862-3270
<u>Campbell Fire Department</u>		Campbell, TX	(903) 862-3425
<u>Campbell High School</u>	N School St	Campbell, TX	(903) 862-3257
<u>Campbell Independent Schl Dist</u>	N Main St	Campbell, TX	(903) 862-3259
<u>Campbell United Methodist Chr</u>	Rr 1 Box 309c	Campbell, TX	(903) 862-3666
<u>Campbell Water Supply</u>	PO Box 94	Campbell, TX	(903) 862-3760
<u>Cole Mark H</u>	Rr 1 Box 160b	Campbell, TX	(903) 862-2211
<u>Country Inn Motel</u>	Rr 1 Box 282	Campbell, TX	(903) 455-3125
<u>Coyote Ridge Ranch Corp</u>	Rr 1 Box 247	Campbell, TX	(903) 862-3317
<u>Derrick Plumbing</u>	Rr 2 Box 120b	Campbell, TX	(972) 636-9649
<u>Dyer Auto Sales</u>	Hwy 50 & 499	Campbell, TX	(903) 862-3228

<b><u>Business Name</u></b>	<b><u>Address</u></b>	<b><u>City</u></b>	<b><u>Phone</u></b>
<b><u>Enchanted Treasures</u></b>	Rr 1 Box 189a	Campbell, TX	(903) 862-2305
<b><u>F &amp; K Preparedness</u></b>	PO Box 190	Campbell, TX	(903) 862-2364
<b><u>Fellowship Baptist Church</u></b>	Fm 499 & Highway 50	Campbell, TX	(903) 862-2258
<b><u>First Baptist Church</u></b>	Beasley St	Campbell, TX	(903) 862-3219
<b><u>Gammon Plumbing Inc</u></b>	Rr 1	Campbell, TX	(903) 862-3745
<b><u>Gary Combs &amp; Assoc</u></b>	Rr 2 Box 12a5	Campbell, TX	(903) 862-2388
<b><u>Hair Graphix</u></b>	Rr 1 Box 142	Campbell, TX	(903) 862-2373
<b><u>Hunt County Farm Supply</u></b>	Highway 50 & Highway 499	Campbell, TX	(903) 862-2273
<b><u>International Institute</u></b>	Highway 50 Fm Rd 1568	Campbell, TX	(903) 886-2520
<b><u>J C Ranch</u></b>	PO Box 276	Campbell, TX	(903) 862-2358
<b><u>L &amp; L Trailer Sales</u></b>	Rr 2 Box 129	Campbell, TX	(903) 862-3294
<b><u>Mc Clure Plumbing</u></b>	PO Box 205	Campbell, TX	(903) 862-3396
<b><u>Meredith's Draperies</u></b>	Rr 1 Box 299e	Campbell, TX	(903) 862-2187
<b><u>Nick's Piddlin Palace</u></b>	Rr 1 Box 311a	Campbell, TX	(903) 456-3812
<b><u>Patterson Upholstery</u></b>	Rr 1 Box 326-1	Campbell, TX	(903) 862-3303
<b><u>Pippin's Propane Gas Co</u></b>	Highway 50 & Ih 30	Campbell, TX	(903) 862-3419
<b><u>Prairie Valley Baptist Church</u></b>	Highway 513	Campbell, TX	(903) 662-5275
<b><u>Prairie Valley Publishing</u></b>	PO Box 240-4	Campbell, TX	(903) 862-3611
<b><u>Omf Steel</u></b>	Fm 1737 & Country Rd 3110	Campbell, TX	(903) 862-2302
<b><u>Republic Maloy Landfill</u></b>	Rr 1 Box 343	Campbell, TX	(903) 886-7832

## **CERTIFICATE OF SERVICE**

I, Lisa M. Balzer, a secretary in the law firm of Shook, Hardy & Bacon, do hereby certify that I have on this 25th day of November, 1998 caused to be mailed by first class mail, postage prepaid, copies of the foregoing "**Counterproposal**" to the following:

<p>* Kathleen Scheuerle Federal Communications Commission Allocations Branch 2000 M Street, NW Room 556 Washington, DC 20554</p> <p>KZDF License Co., L.L.C. Station KZDF(FM) 1436 Auburn Boulevard Sacramento, CA 95815</p> <p>Erwin G. Krasnow, Esq. Verner, Liipfert, Bernard, McPherson &amp; Hand, Chartered 901 15th Street, NW Suite 700 Washington, DC 20005-2301 (Counsel to Graham Newspaper, Inc., Station KWKQ, Graham, Texas)</p> <p>Baylor University Station KWBU(FM) William D. Hills, M.D. Vice President of Student Affairs B.U. Box 7368 Waco, TX 76798</p> <p>John Joseph McVeigh, Esq. 12101 Blue Paper Trail Columbia, MD 21044-2787 (Counsel to M &amp; M Broadcasters, Ltd. Station KWOW, Clifton, Texas)</p> <p>Gary S. Smithwick, Esq. Smithwick &amp; Belendiuk, P.C. 1990 M Street, NW Suite 510 Washington, DC 20036 (Counsel to Tyler Broadcasting)</p>	<p>Chuckie Broadcasting, Co. Station KYNZ(FM) Mr. Kenneth Taishoff, President P.O. Box 1609 Ardmore, OK 73402</p> <p>Watts Communications, Inc. Stations KXYL-FM and KSTA-FM Mr. Phil Watts, President 1 Texas Avenue Brownwood, TX 76804</p> <p>Equicom, Inc. Station KBAL-FM 7103 Pine Bluffs Trail Austin, TX 78729</p> <p>KZDL License Co., L.L.C. Station KZDL(FM) 1436 Auburn Boulevard Sacramento, CA 95815</p> <p>Durant Broadcasting Corp. Station KBLC(FM) 1418 North First Durant, OK 74701</p> <p>Pat-Tower, Inc. Station KVRW(FM) Mr. Arthur Patrick, President 6210 N.W. Oak Lawton, OK 73505</p> <p>Todd Gray, Esq. Dow Lohnes &amp; Albertson, P.L.L.C. 1200 New Hampshire Avenue, NW Suite 800 Washington, DC 20036 (Counsel to University of North Texas)</p>
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\* HAND DELIVERED



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and proponent for Antlers, OK)



Lisa M. Balzer